## UNITED STATES DISTRICT COURT

for the

| Western District of Texas   |   |  |  |  |  |
|---|---|--|--|--|--|
| Nimitz Technologies LLC   | )<br>)<br>)   |  |  |  |  |
| Plaintiff(s)  | )   |  |  |  |  |
| v.  | ) Civil Action No. 6:21-cv-01386                              |  |  |  |  |
| VIASAT INC.   | )   |  |  |  |  |
|   | )<br>)<br>)<br>)  |  |  |  |  |
| SUMMONS IN A CIVIL ACTION   |   |  |  |  |  |
| To: (Defendant's name and address) VIASAT, INC. C T Corporation System. 1999 Bryan St. Suite 900 Dallas, TX 75201-31368   |   |  |  |  |  |
| A lawsuit has been filed against you.   |   |  |  |  |  |
| Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:  George Pazuniak  O'Kelly & O'Rourke, LLC  824 North Market Street, Suite 1001A  Wilmington, DE 19801  Direct: 207-359-8576  gp@del-iplaw.com |   |  |  |  |  |
| If you fail to respond, judgment by default will be a You also must file your answer or motion with the court.  | entered against you for the relief demanded in the complaint. |  |  |  |  |
|   | CLERK OF COURT  |  |  |  |  |
| Date:   |   |  |  |  |  |
|   | Signature of Clerk or Deputy Clerk                            |  |  |  |  |

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 6:21-cv-01386

## PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

| was rec | This summons for <i>(nare)</i>   | ne of individual and title, if any) .                                |                                    |      |
|---------|--|--|------------------------------------|------|
|         | ☐ I personally served  | the summons on the individua   | al at (place)                      |      |
|         |  |  | on (date)                          | ; or |
|         | ☐ I left the summons   |  | r usual place of abode with (name) |      |
|         | -  | son of suitable age and discretion who res                           | sides there,                       |      |
|         | on (date)  | (date), and mailed a copy to the individual's last known address; or |                                    |      |
|         | ☐ I served the summo   | , who is   |                                    |      |
|         | designated by law to accept service of process on behalf of (name of organization) |  |                                    |      |
|         |  |  | on (date)                          | ; or |
|         | ☐ I returned the sumr  | nons unexecuted because  |                                    | ; or |
|         | ☐ Other (specify):   |  |                                    |      |
|         | My fees are \$   | for travel and \$  | for services, for a total of \$    | 0.00 |
|         | I declare under penalt   | y of perjury that this information                                   | on is true.                        |      |
| Date:   |  |  |                                    |      |
|         |  |  | Server's signature                 |      |
|         |  |  | Printed name and title             |      |
|         |  |  | Server's address                   |      |

Additional information regarding attempted service, etc: